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RATHOR AG Appenzell

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S. 02

Rec'd PCT/PTO 28 JAN 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

VALVE

the specification of which was filed on July 23, 2004 as Application No. 10/502427.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Fulbright & Jaworski L.L.P., 865 South Figueroa, Twenty-Ninth Floor, Los Angeles, California 90017-2571, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign applications have been filed

☐ such foreign application have been filed as follows:

Attorney Docket No. LA-7206-102US

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS  
 (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

| Application Number | Country | Date of Filing | Priority Claimed<br>Under 35 USC 119 |
|--------------------|---------|----------------|--------------------------------------|
|                    |         |                | Yes No                               |
|                    |         |                | Yes No                               |
|                    |         |                | Yes No                               |

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
 (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

| Application Number | Country | Date of Filing |
|--------------------|---------|----------------|
|                    |         |                |
|                    |         |                |
|                    |         |                |

**CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS**

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

☒ no such U.S. provisional applications have been filed.

☐ such U.S. provisional application have been filed as follows:

| Application Number | Date of Filing | Priority Claimed<br>Under 35 USC 119 |
|--------------------|----------------|--------------------------------------|
|                    |                | Yes No                               |
|                    |                | Yes No                               |
|                    |                | Yes No                               |

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)**

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Attorney Docket No.: LA-7206-102US

- ☐ no such U.S./PCT applications have been filed.  
☒ such U.S./PCT application have been filed as follows:

| Application Number | Relationship | Parent Application | Date of Filing   |
|--------------------|--------------|--------------------|------------------|
| PCT/EP03/00729     |              |                    | January 24, 2003 |
|                    |              |                    |                  |
|                    |              |                    |                  |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 000167

all of Fulbright & Jaworski L.L.P., 865 South Figueroa, Twenty-Ninth Floor, Los Angeles, California 90017-2571, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from RATHOR AG as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Please mail all correspondence to Robert Berliner, whose address is:

Fulbright & Jaworski L.L.P.  
 865 South Figueroa  
 Twenty-Ninth Floor  
 Los Angeles, California 90017-2571

Please direct telephone calls to: Robert Berliner at (213) 892-9225.

Please direct facsimiles to: (214) 855-8200

Attorney Docket No.: LA-7206-102US

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|--|-----------|
| Full name of sole or first inventor            |           |
| Mathias Pauls                                  |           |
| Signature of first inventor                    | Date      |
| X <i>Mathias Pauls</i>                         | X 25.1.05 |
| Residence                                      |           |
| Schotegg 15, CH-9057 Weissbad, Switzerland CHX |           |
| Citizenship Germany                            |           |
| Mailing Address                                |           |

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|--|------------|
| Full name of second inventor, if any                 |            |
| Torsten Kellner                                      |            |
| Signature of second inventor                         | Date       |
| X <i>Torsten Kellner</i>                             | X 25.01.05 |
| Residence  |            |
| Sitterstrasse 3, CH-9050, Appenzell, Switzerland CHX |            |
| Citizenship Germany                                  |            |
| Mailing Address                                      |            |

|                                     |      |
|-------------------------------------|------|
| Full name of third inventor, if any |      |
| Signature of third inventor         | Date |
| <i>[Signature]</i>                  |      |
| Residence                           |      |
|                                     |      |
| Citizenship                         |      |
| Mailing Address                     |      |

|                                      |      |
|--------------------------------------|------|
| Full name of fourth inventor, if any |      |
| Signature of fourth inventor         | Date |
|                                      |      |
| Residence                            |      |
|                                      |      |
| Citizenship                          |      |
| Mailing Address                      |      |